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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☒ Declaration Submitted with Initial Filing OR ☐ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	DB000982-000
First Named Inventor	Thomas Chupak
COMPLETE IF KNOWN	
Application Number	Not yet assigned
Filing Date	Not yet assigned
Art Unit	Not yet assigned
Examiner Name	Not yet assigned

As the below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**ALUMINUM AEROSOL CAN AND ALUMINUM BOTTLE AND METHOD OF
MANUFACTURE**

(Title of the Invention)

the specification of which

☒ is attached hereto.

OR

☐ was filed on (MM/DD/YYYY) as United States Application Number or PCT International

Application Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

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DECLARATION — Utility or Design Patent Application

Direct all correspondence to: ☒ Customer Number OR ☐ Correspondence address below

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR: ☐ A petition has been filed for this unsigned inventor

Thomas
Given Name
(first and middle [if any])

Chupak
Family Name
or Surname

Inventor's
Signature

Thomas J. Chupak

Date 8-16-02

West Middlesex

PA

US

US

Residence: City

State

Country

Citizenship

416 Sharon-Bedford Road

Mailing Address

West Middlesex

PA

16159

US

City

State

ZIP

Country

NAME OF SECOND INVENTOR: ☐ A petition has been filed for this unsigned inventor

Given Name
(first and middle [if any])

Family Name
or Surname

Inventor's
Signature

Date

Residence: City

State

Country

Citizenship

Mailing Address

City

State

ZIP

Country

☐ Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.



UNITED STATES
PATENT AND
TRADEMARK OFFICE

NOV 04 2002

OCTOBER 31, 2002

PTAS

Under Secretary of Commerce For Intellectual Property and
Director of the United States Patent and Trademark Office
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RECORDATION DATE: 08/20/2002

REEL/FRAME: 013209/0569
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
CHUPAK, THOMAS ✓

DOC DATE: 08/16/2002 ✓

ASSIGNEE:
EXAL CORPORATION
ONE PERFORMANCE PLACE ✓
YOUNGSTOWN, OHIO 44502

SERIAL NUMBER: 10224256 ✓
PATENT NUMBER:

FILING DATE: 08/20/2002 ✓
ISSUE DATE:

LAZENA MARTIN, EXAMINER
ASSIGNMENT DIVISION
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OMB No. 0651-0027 (exp. 5/31/2002)

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To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Thomas Chupak

08/20/02

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:



Assignment



Merger



Security Agreement



Change of Name



Other

Execution Date: 08-16-2002

2. Name and address of receiving party(ies)

Name: Exal Corporation

Internal Address: _____

Street Address: _____

One Performance Place

City: Youngstown State: OH Zip: 44502

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: 08-16-2002

A. Patent Application No.(s) _____

B. Patent No.(s) _____

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Chiara F. Orsini

Internal Address: _____

Street Address: One Oxford Centre

301 Grant Street, 14th Floor

City: Pittsburgh State: PA Zip: 15219-1425

6. Total number of applications and patents involved: ☒ 1

7. Total fee (37 CFR 3.41).....\$ 40



Enclosed



Authorized to be charged to deposit account

8. Deposit account number:

20-0888

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9. Signature.

Chiara F. Orsini

Name of Person Signing

Chiara F. Orsini

Signature

8-20-2002

Date

Total number of pages including cover sheet, attachments, and documents: ☒ 4

08/22/2002 SHINASS1 00000001 10224256

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Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 2023111002 U.S. PTO
10/22/02
08/20/02

Attorney's Docket No.

DB000982-000

PATENT

For: ☒ U.S. and/or ☒ Foreign Rights
For: ☒ U.S. Application or
☐ U.S. Provisional Application
For: ☐ U.S. Patent
For: ☐ PCT Application
By: ☒ Inventor(s) or ☐ Present Owner

ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,

ASSIGNOR:

Inventor(s) or person(s) or
entity(ies) who own the
invention

Thomas Chupak

(type or print name(s) of ASSIGNOR(S))

416 Sharon-Bedford Road

Address:

West Middlesex, PA 16159

U.S.

Nationality

U.S.

Nationality

*(if assignment is by person or entity to whom invention was previously
assigned and this was recorded in PTO, add the following)*

Recorded on _____

Reel _____

Frame _____

hereby sells, assigns and transfers to

ASSIGNEE:

Exal Corporation

(type or print name(s) of ASSIGNEE(S))

One Performance Place

Address

Youngstown, OH 44502

and the successors, assigns and legal representatives of the ASSIGNEE

(complete one of the following)

- ☒ the entire right, title and interest
☐ an undivided _____ percent (_____%) interest for
the United States and its territorial possession

(check the following box, if foreign rights are also to be assigned)

☒ and in all foreign countries, including all rights to claim priority, in and to any and all improvements which are disclosed in the invention entitled:

ALUMINUM AEROSOL CAN AND ALUMINUM BOTTLE AND METHOD OF
MANUFACTURE

Name of inventor(s) Thomas Chupak

(check and complete (a), (b), (c), (d), (e), (f) or (g))

and which is found in

- (a) ☒ U.S. patent application executed on even date herewith
(b) ☐ U.S. patent application executed on _____
(c) ☐ U.S. provisional application naming the above inventor(s) for the above
entitled invention.
☐ Express mail label no. _____
Mailed: _____
☐ To comply with 37 CFR 3.21 for recordal of this assignment, I, an
ASSIGNOR signing below, hereby authorize and request my attorney to
insert below the filing date and application number when they become
known.
(d) ☐ U.S. application no. _____
filed on _____
(e) ☐ International application no. _____
(f) ☐ U.S. patent no. _____ issued
☐ A change of address to which correspondence is to be sent
regarding patent maintenance fees is being sent separately:

(also check (g), if foreign application(s) is also being assigned)

- (g) ☒ and any legal equivalent thereof in a foreign country, including the right
to claim priority

and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, renewal, or substitute thereof, and as to letters patent any reissue or re-examination thereof

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment;

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letter Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I/We have hereunto set hand and seal this _____
day of _____
Date of Signing

WARNING: The date of signing must be the same as the date of execution of the application, if item (a) was checked above.

Date: 8-16-02

Thomas J. Chupak
Signature of ASSIGNOR(S)

Date: _____

Date: _____

Date: _____

(if ASSIGNOR is a legal entity, complete the following information)

(type or print the name of the above person
authorized to sign on behalf of ASSIGNOR)

Title